IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

FRIDAY, THE TENTH DAY OF SEPTEMBER
TWO THOUSAND AND FOUR

PRESENT

THE HON'BLE MR JUSTICE V.ESWARAIAH

WRIT PETITION NO : 26739 of 2003

Between:

1 B. Narasimhaiah S/o laxminarsaiah, C/o 16-9-749/41, Race Course Road, O/d

Malakpet, Hyderabad
2 M. Raghavendra Charyoulu, N. Sethumadhava Charyulu, C/o 16-9-749/41, Race

Course Road, O/d Malakpet, Hyderabad
3 P. Sarvagna S/o Guru Raja chary, C/o 16-9-749/41, Race Course Road, O/d

Malakpet, Hyderabad

.... PETITIONERS

AND

1 The Executive Director, APSRTC, Cuddapah Region, Cuddapah District
2 The Regional Manager, APSRTC, Kurnool Region, Kurnool District

...RESPONDENTS

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court will be pleased to issue a Writ, order or direction more particularly one in nature of Writ of Mandamus declaring action of the respondents in not fixing the pay of the petitioners on par with their junior employees in pursuance of the Circular issued by the Corporation as wholly illegal, arbitrary and unjust and consequently direct the respondents to fix the pay of the petitioners on par with their juniors

Counsel for the Petitioners: MR.G.RAVI MOHAN

Counsel for the Respondents 1 & 2: MR.P.VINAYAKA SWAMY SC FOR APSRTC

The Court made the following order:

ORDER:

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The petitioners filed this writ petition seeking a Writ of Mandamus to declare the action of the respondents in not fixing their pay on par with their junior employees pursuant to the circular issued by the Corporation as illegal and to direct the respondents to fix the pay of the petitioners.

After filing the writ petition, it is stated that the petitioners have filed a representation dated 10.03.2004. I am of the view that it is not open for the petitioner to pursue parallel proceedings by way of writ petition before this Court and representation before the respondents. As the petitioners have filed a representation before the respondents I deem it just and proper to direct the respondents to consider and dispose of the said representation in accordance with law and as per the existing circulars of the respondent Corporation and pass appropriate orders within eight

weeks from the date of receipt of a copy of this order.

The writ petition is accordingly disposed of as indicated above. No costs.

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(V. ESWARAIAH, J)

September 10, 2004

Dsk

To

1 The Executive Director, APSRTC, Cuddapah Region, Cuddapah District
2 The Regional Manager, APSRTC, Kurnool Region, Kurnool District

3 Two CD Copies.